IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 4329 OF 2004

IN

CRIMINAL APPEAL NO. 783 OF 2003

BABASAHEB BAPU GAVADE & ANR. .. APPLICANTS

Vs.

THE STATE OF MAHARASHTRA .. RESPONDENT

Shri Sudatta Patil for applicants

Ms. P. H. Kantharia, APP

CORAM:-SMT. RANJANA DESAI &

P. V.. KAKADE, JJ.

DATED:- 6-12-2004

P.C.

We have heard the learned counsel for the applicants.

2. This application is filed in view of the liberty given to the applicants to prefer application for bail, if the appeal does not reach hearing for a considerable time. The earlier application was disposed of only in September, 2003. We do not think that

considerable time has elapsed. Hence bail cannot be granted. Application is rejected. Should the appeal not reach for final hearing for more than three years, the applicant can renew his prayer for bail.

3. However, liberty is granted to the applicants to move this court for placing the matter on board for hearing after the paper book is prepared.

4. The application is disposed of.

(SMT. RANJANA DESAI, J.)

(P. V. KAKADE, J.)

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